HLS 12RS-1037 ORIGINAL

Regular Session, 2012

HOUSE BILL NO. 524

# BY REPRESENTATIVE TIM BURNS

BOARDS/COMMISSIONS: (Constitutional Amendment) Provides relative to membership of constitutional boards and commissions with members from congressional districts

1	A JOINT RESOLUTION
2	Proposing to amend Article VIII, Sections 5(B)(1), 6(B)(1), and 7(B)(1) and Article X,
3	Sections 3(A) and 43(A) and to add Article VIII, Section 8(D) of the Constitution of
4	Louisiana, to provide relative to the membership of constitutional boards and
5	commissions that have members who are selected from congressional districts; to
6	retain the existing number of members; to provide for implementation of
7	membership from reapportioned congressional districts; to provide for submission
8	of the proposed amendment to the electors; and to provide for related matters.
9	Section 1. Be it resolved by the Legislature of Louisiana, two-thirds of the members
10	elected to each house concurring, that there shall be submitted to the electors of the state of
11	Louisiana, for their approval or rejection in the manner provided by law, a proposal to
12	amend Article VIII, Sections 5(B)(1), 6(B)(1), and 7(B)(1) and to add Article VIII, Section
13	8(D) of the Constitution of Louisiana, to read as follows:
14	§5. Board of Regents
15	Section 5.
16	* * *
17	(B)(1) Membership; Terms. The board shall be composed of fifteen
18	members, of whom two members shall be from each congressional district and one
19	the remaining member or members shall be from the state at large appointed by the
20	governor, with consent of the Senate, for overlapping terms of six years, following
21	initial terms which shall be fixed by law. The board should be representative of the
22	state's population by race and gender to ensure diversity.
23	* * *

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1	§6. Board of Supervisors for the University of Louisiana System
2	Section 6.
3	* * *
4	(B)(1) Membership; Terms. The board shall be composed of fifteen
5	members, of whom two members shall be from each congressional district and one
6	member the remaining member or members shall be from the state at large,
7	appointed by the governor with consent of the Senate. The members shall serve
8	overlapping terms of six years, following initial terms fixed by law.
9	* * *
10	§7. Board of Supervisors of Louisiana State University and Agricultural and
11	Mechanical College; Board of Supervisors of Southern University and
12	Agricultural and Mechanical College
13	Section 7.
14	* * *
15	(B)(1) Membership; Terms. Each board shall be composed of fifteen
16	members, of whom two members shall be from each congressional district and one
17	member the remaining member or members shall be from the state at large,
18	appointed by the governor with consent of the Senate. The members shall serve
19	overlapping terms of six years, following initial terms fixed by law.
20	* * *
21	§8. Boards; Membership; Compensation; Congressional District Members
22	Section 8.
23	* * *
24	(D) Congressional District Members. In order to implement the provisions
25	of Subparagraphs 5(B)(1), 6(B)(1), 7(B)(1), and 7.1(B)(1) of this Article, beginning
26	on January 3, 2013, and beginning every ten years thereafter on the day the members
27	of congress from newly reapportioned congressional districts take office, any
28	vacancy that occurs on the respective board from a congressional district from which
29	there are two or more board members shall be filled by appointment of an individual

membership includes two members from each congressional district,	
<del></del>	the next
vacancy shall be filled by an appointment from the state at large.	

Section 2. Be it resolved by the Legislature of Louisiana, two-thirds of the members elected to each house concurring, that there shall be submitted to the electors of the state of Louisiana, for their approval or rejection in the manner provided by law, a proposal to amend Article X, Sections 3(A) and 43(A) of the Constitution of Louisiana, to read as follows:

### §3. State Civil Service Commission

Section 3.(A) Composition. The State Civil Service Commission is established and shall be domiciled in the state capital. It shall be composed of seven members who are electors of this state, four of whom shall constitute a quorum. No more than At least one appointed member shall be from each congressional district. In order to implement this requirement, every ten years beginning on the day the members of congress from newly reapportioned congressional districts take office, any vacancy that occurs on the commission shall be filled from a congressional district from which there is no commission member. Only when the membership includes a member from each congressional district may a vacancy be filled by an appointment from the state at large.

\* \* \*

### §43. State Police Commission

Section 43.(A) Composition. The State Police Commission is established and shall be domiciled in the state capital. It shall be composed of seven members who are electors of this state, four of whom shall constitute a quorum. No more than At least one appointed member shall be from each congressional district. No appointed member shall concurrently serve on another board or commission whose purpose is similar to that of the State Police Commission. In order to implement this requirement, every ten years beginning on the day the members of congress from newly reapportioned congressional districts take office, any vacancy that occurs on

1 the commission shall be filled from a congressional district from which there is no 2 commission member. Only when the membership includes a member from each 3 congressional district may a vacancy be filled by an appointment from the state at 4 large. 5 6 Section 3. Be it further resolved that this proposed amendment shall be submitted to the electors of the state of Louisiana at the statewide election to be held on November 6. 7 8 2012. 9 Section 4. Be it further resolved that on the official ballot to be used at the election, 10 there shall be printed a proposition, upon which the electors of the state shall be permitted 11 to vote YES or NO, to amend the Constitution of Louisiana, which proposition shall read as 12 follows: 13 Do you support an amendment, relative to the membership of constitutional 14 boards and commissions that have members who are selected from 15 congressional districts, to retain the existing number of members and to 16 provide for implementation of membership from reapportioned congressional 17 districts by filling vacancies first from under-represented districts and then 18 from the state at large? (Amends Article VIII, Sections 5(B)(1), 6(B)(1), and 19 7(B)(1) and Article X, Sections 3(A) and 43(A); Adds Article VIII, Section 20 8(D))

#### **DIGEST**

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Tim Burns HB No. 524

**Abstract:** Relative to the membership of constitutional boards and commissions that have members who are selected from congressional districts, retains the existing number of members and provides for implementation of membership from reapportioned congressional districts by filling vacancies first from under-represented congressional districts and then from the state at large.

<u>Present constitution</u>, relative to the Board of Regents, the LSU board of supervisors, the Southern University board of supervisors, and the University of La. system board of supervisors, provides that each board shall have two members from each congressional

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CODING: Words in struck through type are deletions from existing law; words <u>underscored</u> are additions.

district and one from the state at large appointed by the governor, for a total of 15 members per board. <u>Proposed constitutional amendment</u> retains the total membership at 15 but provides that two members shall be from each congressional district and the remaining member or members shall be from the state at large.

<u>Present constitution</u>, relative to the Board of Supervisors of Community and Technical Colleges, provides that the board has 15 members appointed by the governor of which two members shall be from each congressional district and the remaining member or members shall be from the state at large. <u>Proposed constitutional amendment</u> retains <u>present</u> constitution.

<u>Proposed constitutional amendment</u>, relative to the Board of Regents, the LSU board of supervisors, the Southern University board of supervisors, the University of La. system board of supervisors, and the Board of Supervisors of Community and Technical Colleges, provides that to implement the requirement for membership from congressional districts, beginning on Jan. 3, 2013, and beginning every 10 years thereafter on the day the members of congress from newly reapportioned congressional districts take office, any vacancy that occurs on the board from a congressional district from which there are two or more board members shall be filled by appointment from a congressional district from which there are less than two members and after the membership includes two members from each congressional district, the next vacancy shall be filled by an appointment from the state at large.

<u>Present constitution</u>, relative to the State Civil Service Commission and the State Police Commission, provides that each board has seven appointed members with not more than one from each congressional district. <u>Proposed constitutional amendment</u> retains seven appointed members but provides that at least one member shall be appointed from each congressional district. Further provides that every 10 years, beginning on the day the members of congress from newly reapportioned congressional districts take office, any vacancy that occurs on the commission shall be filled from a congressional district from which there is no commission member. Only when the membership includes a member from each congressional district may a vacancy be filled by an appointment from the state at large.

Provides for submission of the proposed amendment to the voters at the statewide election to be held Nov. 6, 2012.

(Amends Art. VIII,  $\S5(B)(1)$ , 6(B)(1), and 7(B)(1) and Art. X,  $\S\S3(A)$  and 43(A); Adds Art. VIII,  $\S8(D)$ )